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Honorable Salvador Mendoza, Jr.

6 **UNITED STATES DISTRICT COURT FOR THE**
7 **EASTERN DISTRICT OF WASHINGTON**
8 **AT SPOKANE**

9 SOUTH HILL MARKET, a Washington
10 entity; GEDION TEKLEMARIAM
11 TESFA, an individual and OGBAI
12 GEBREMICHAEL TESFU, an individual,

13 Plaintiffs,

14 v.

15 UNITED STATES OF AMERICA; and
16 U.S. DEPARTMENT OF
17 AGRICULTURE (USDA),

18 Defendants.

No. 2:19-cv-00073-SMJ

**PLAINTIFF'S WITNESS AND EXHIBIT
DISCLOSURES**

19 COMES NOW Plaintiffs, South Hill Market, Gedion Teklemariam Tesfa, and Ogbai
20 Gebremichael Tesfu, by and through their attorneys of record, Jimmy Garg of Seattle Litigation
21 Group, PLLC, and make their pretrial witness and exhibit disclosures pursuant to FRCP 26(a)(3)
22 and the scheduling order issued in this matter on August 2, 2019 as follows:

23 **I. WITNESSES**

24 **A. Witnesses Plaintiffs Expect to Testify at Trial**

1. Alamein Mohamed
13307 E 25th Ave
Spokane Valley, WA 99216
(509) 919-7108

1 Mr. Mohamed is a current or former employee of South Hill Market and is expected to
2 testify to the sale of EBT eligible items, and other store policies regarding SNAP benefits. No
3 known time conflicts.

4 2. Robel Yohannes
857 E Lyons Avenue, Unit 25
5 Spokane, WA 99208
6 (509) 832-5473

7 Mr. Yohannes is a current or former employee of South Hill Market and is expected to
8 testify to the sale of EBT eligible items, and other store policies regarding SNAP benefits. No
9 known time conflicts.

10 3. Pal Boles
207 E Empire Avenue
11 Spokane, WA 99208
(509) 768-0847

12 Mr. Boles is a current or former employee of South Hill Market and is expected to testify
13 to the sale of EBT eligible items, and other store policies regarding SNAP benefits. No known
14 time conflicts.

15 4. Jon Dorthy
2825 Leialoha Place
16 Haiku, HI
17 (509) 270-9619

18 Mr. Dorthy is a current or former employee of South Hill Market and is expected to testify
19 to the sale of EBT eligible items, and other store policies regarding SNAP benefits. No known
20 time conflicts.

21 5. Simon Tesfu
1691 SW Mulberry Place
22 Oak Harbor, WA 98277
(206) 504-8629

1 Mr. Tesfu is a current or former employee of South Hill Market and is expected to testify
2 to the sale of EBT eligible items, and other store policies regarding SNAP benefits. No known
3 time conflicts.

4 6. Gedion Tesfa
13307 E 25th Ave
5 Spokane Valley, WA 99216
6 (509) 217-3701

7 Mr. Tesfa is the current owner of South Hill Market and is expected to testify to the sale
8 of EBT eligible items, and other store policies regarding SNAP benefits. No known time conflicts.

9 7. Vicki Parker
Padgett Business Services
222 W Mission Ave, Suite 230
10 Spokane, WA 99201
11 (509) 327-5513

12 Ms. Parker is the bookkeeper for South Hill Market and is expected to testify to the sale
13 of EBT eligible items, other store policies regarding SNAP benefits, and the general financial
14 affairs of South Hill Market. No known time conflicts.

15 8. Abdu Abdullahi
1407 E Hartson Ave, Apt 1
16 Spokane, WA 99202
(509) 227-9044

17 Mr. Abdullahi frequents South Hill Market and resides in the community around the store.
18 He is expected to testify to the importance of South Hill Market to the local Ethiopian community
19 in general, and as a store with EBT eligible items. No known time conflicts.

20 8. Dangachew Uma
Habesha Community of Spokane
21 17307 E Alki Ave
22 Spokane Valley, WA 99016
(509) 671-2720

1 Mr. Uma is President of the Habesha Community of Spokane and is expected to testify to
2 the importance of South Hill Market to the local Ethiopian community in general, and as a store
3 with EBT eligible items. No known time conflicts.

4 **Plaintiffs reserve the right to amend and/or supplement this Witness List.**

5 **II. EXHIBITS**

6 A. Exhibits Plaintiffs Expect to Offer

- 7 1. May 15, 2018 USDA Charge Letter
- 8 2. August 31, 2018 USDA Determination Letter
- 9 3. USDA Trafficking Charge Determination Report
- 10 4. Affidavits from South Hill Market EBT Customers
- 11 5. Photos of South Hill Market Inventory
- 12 6. November 16, 2010 HistoryLink.org Article, "*Ethiopian and Eritrean*
13 *Communities in Seattle*"
- 14 7. June – September 2018 Receipts of EBT Transactions at South Hill Market
- 15 8. Invoices Billed to South Hill Market
- 16 9. June 2, 2014 Money.com Article, "*Your Grocery Store May Soon Be Cut*
17 *in Half*"
- 18 10. South Hill Market Property Size Chart
- 19 11. April 9, 2020 Letter from Habesha Community of Spokane

20 B. Exhibits Plaintiffs May Offer if the Need Arises

- 21 12. January 18, 2019 Plaintiff's Request for Administrative Review
- 22 13. January 31, 2019 USDA Final Agency Decision

Plaintiffs reserve the right to supplement and/or amend this Witness and Exhibit List. In addition to the foregoing exhibits, Plaintiffs may utilize the exhibits Defendant has indicated they intend to offer at the time of trial. Plaintiffs may supplement this list as litigation continues.

DATED this 2nd day of July, 2020.

SEATTLE LITIGATION GROUP, PLLC

/s/ Jimmy Garg
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Seattle, WA 98101
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Attorney for Plaintiffs

1 **CERTIFICATE OF SERVICE**

2 I certify under penalty of perjury of the laws of the United States of America and the State
3 of Washington that on the date stated below, I caused the foregoing *PLAINTIFFS' WITNESS AND*
4 *EXHIBIT DISCLOSURES* to be served on the following parties:

5 **William D. Hyslop, US Attorney**
6 **Derek T. Taylor, Asst. US Attorney**
U.S. Department of Agriculture
7 PO Box 1494
Spokane, WA 99210-1494
8 Email: derek.taylor@usdoj.gov
9 *Attorney for Defendants*

- ☐ Via Legal Messenger
☐ Via Facsimile
☒ Via Electronic Mail
☐ Via U.S. Mail/Commercial Post
☒ Via Electronic Filing/Eservice
☐ Via Hand-Delivery

10 The foregoing statement is made under the penalty of perjury under the laws of the
11 United States of America and the State of Washington and is true and correct.

12
13 DATED this 2nd day of July 2020.

14 **SEATTLE LITIGATION GROUP, PLLC**

15
16 /s/ Sean Stevens
17 Sean Stevens
Paralegal